

IN THE UNITED STATES DISTRICT COURT

FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

MAY 18 A 9:57

16 MAY 2007

HENRY JOINER
PLAINTIFF(S)2:07-CV-380-MEF
(WO)

V.

2:07-CV-381-MEF
(WO)D.T. MARSHALL, et. AL.,
DEFENDANT(S)2:07-CV-386-WKW
(WO)MOTION FOR RECONSIDERATION

I, HENRY JOINER, PRO-SE, MOTION FOR RECONSIDERATION BECAUSE, I HAVE NO MONEY, I, BECAUSE OF SUBSTANTIAL HANDSHIP, AM UNABLE TO PAY THE DOCKET FEE AND SERVICE FEES IN THIS CASE. I REQUEST THAT PAYMENT OF THESE FEES BE WAIVED, TAXED AS COST, BECAUSE I HAVE NO MONIES. IN ORDER TO GET DUE PROCESS OF THE LAW AND EQUAL PROTECTION OF THE LAW, AND A SPEEDY TRIAL, BY THE 6, 7, 8, 14 WITHIN UNITED STATES CONSTITUTION AMENDMENTS. IF MY CASE IS DISMISS, FRIVOLOUS, MY LIFE WILL BE IN IMMINENT DANGER OF SERIOUS PHYSICAL INJURY, RELIEF, ANY RELIEF THE COURT CAN GRANT:

①

PROOF OF SERVICE

I, Henry, Joiner, Pro-se, CERTIFY that
ON 16 MAY 2007, I did MAIL A COPY
OF THE MOTION FOR RECONSIDERATION
TO THE DEFENDANT(S), by placing a
copy in the UNITED STATES POST OFFICE
BOX, to be mail to the following AS:

D.T. MARSHALL, et. AL.,
MONTGOMERY COUNTY SHERIFF DEPARTMENT
250 SOUTH McDONOUGH ST.
MONTGOMERY, ALABAMA
36104

416-98-5544
Pro-se Henry Joiner

Address of Pro-se
Pro-se HENRY JOINER
M.C.D.F.
BOOK NO. #1092
P.O. BOX 4599
MONTGOMERY, ALABAMA
36103

State of Alabama
Unified Judicial System

Form C-10
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Rev. 2/95

AFFIDAVIT OF SUBSTANTIAL HARDSHIP AND ORDER

Case Number

2:07-CV-380-MEF

2:07-CV-381-MEF

2:07-CV-386-WKW

IN THE UNITED STATES DISTRICT COURT OF Montgomery, ALABAMA
(Circuit, District, or Municipal) (Name of County or Municipality)

STYLE OF CASE: HENRY JONES v. DET. MONTGOMERY
Plaintiff(s) Defendant(s)

TYPE OF PROCEEDING: CIVIL CASE CHARGE(s) (if applicable): None

- ☒ **CIVIL CASE**-- I, because of substantial hardship, am unable to pay the docket fee and service fees in this case. I request that payment of these fees be waived initially and taxed as costs at the conclusion of the case.
- ☐ **CIVIL CASE**-- (such as paternity, support, termination of parental rights, dependency) - I am financially unable to hire an attorney and I request that the court appoint one for me.
- ☐ **CRIMINAL CASE**-- I am financially unable to hire an attorney and request that the court appoint one for me.
- ☐ **DELINQUENCY/NEED OF SUPERVISION**-- I am financially unable to hire an attorney and request that the court appoint one for my child/me.

AFFIDAVIT

SECTION I.

1. IDENTIFICATION

Full name HENRY JONES Date of birth 7/1/1964
Spouse's full name (if married) N/A
Complete home address MICHAEL J. JONES, 1000 N. 10th St.,
MONTGOMERY, ALABAMA 36104
Number of people living in household 1
Home telephone number N/A
Occupation/Job N/A Length of employment N/A
Driver's license number N/A *Social Security Number 416-98-5944
Employer N/A Employer's telephone number N/A
Employer's address N/A

2. ASSISTANCE BENEFITS

Do you or anyone residing in your household receive benefits from any of the following sources? (If so, please check those which apply.)

☐ AFDC ☐ Food Stamps ☐ SSI ☐ Medicaid ☐ Other N/A

3. INCOME/EXPENSE STATEMENT

Monthly Gross Income:

Monthly Gross Income \$ 0
Spouse's Monthly Gross Income (unless a marital offense) \$ 0
Other Earnings: Commissions, Bonuses, Interest Income, etc. \$ 0
Contributions from Other People Living in Household \$ 0
Unemployment/Workmen's Compensation, Social Security, Retirements, etc. \$ 0
Other Income (be specific) \$ 0

TOTAL MONTHLY GROSS INCOME

\$ 0

Monthly Expenses:

A. Living Expenses \$ 0
Rent/Mortgage \$ 0
Total Utilities: Gas, Electricity, Water, etc. \$ 0
Food \$ 0
Clothing \$ 0
Health Care/Medical \$ 0
Insurance \$ 0
Car Payment(s)/Transportation Expenses \$ 0
Loan Payment(s) \$ 0

*OPTIONAL

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AFFIDAVIT OF SUBSTANTIAL HARDSHIP AND ORDER

Monthly Expenses: (cont'd page 1)

Credit Card Payment(s)

Educational/Employment Expenses

Other Expenses (be specific) _____

Sub-Total

B. Child Support Payment(s)/Alimony

\$ _____

A \$ _____

Sub-Total

C. Exceptional Expenses

\$ _____

B \$ _____

TOTAL MONTHLY EXPENSES (add subtotals from A & B monthly only)

\$ _____

Total Gross Monthly Income Less total monthly expenses:

DISPOSABLE MONTHLY INCOME

\$ _____

4. LIQUID ASSETS:

Cash on Hand/Bank (or otherwise available such as stocks, bonds, certificates of deposit)

\$ _____

Equity in Real Estate (value of property less what you owe)

Equity in Personal Property, etc. (such as the value of motor vehicles, stereo, VCR, furnishing, jewelry, tools, guns, less what you owe)

Other (be specific)

Do you own anything else of value? ☐ Yes ☐ No

(land, house, boat, TV, stereo, jewelry)

If so, describe _____

TOTAL LIQUID ASSETS

\$ _____

5. Affidavit/Request

I swear or affirm that the answers are true and reflect my current financial status. I understand that a false statement or answer to any question in the affidavit may subject me to the penalties of perjury. I authorize the court or its authorized representative to obtain records of information pertaining to my financial status from any source in order to verify information provided by me. I further understand and acknowledge that, if the court appoints an attorney to represent me, the court may require me to pay all or part of the fees and expenses of my court-appointed counsel.

Sworn to and subscribed before me this

15 day of MAY 2007

Affiant's Signature

Judge/Clerk/Notary

Print or Type Name

Henry Joiner

ORDER OF COURT

SECTION II.

IT IS THEREFORE, ORDERED, AND ADJUDGED BY THE COURT AS FOLLOWS:

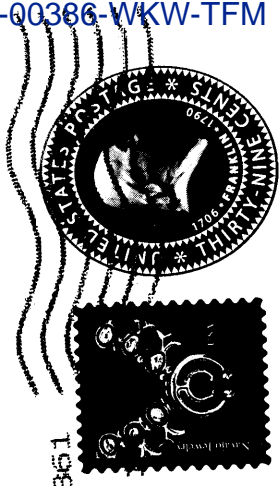
☐ Affiant is not indigent and request is DENIED.☐ Affiant is partially indigent and able to contribute monetarily toward his/her defense; therefore defendant is ordered to pay \$ _____ toward the anticipated cost of appointed counsel. Said amount is to be paid to the clerk of court or as otherwise ordered and disbursed as follows:☐ Affiant is indigent and request is GRANTED.☐ The prepayment of docket fees is waived.

IT IS FURTHER ORDERED AND ADJUDGED that _____, is hereby appointed as counsel to represent affiant.

IT IS FURTHER ORDERED AND ADJUDGED that the court reserves the right and may order reimbursement of attorney's fees and expenses, approved by the court and paid to the appointed counsel, and costs of court.

Done this _____ day of _____.

Judge



MONTGOMERY AL 361

17 MAY 2007 PM

INMATE MAIL

26101+0711 8007

